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UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
REGION 25

INTERNATIONAL UNION OF OPERATING  
ENGINEERS, LOCAL UNION NO. 150, A/W  
INTERNATIONAL UNION OF OPERATING  
ENGINEERS, AFL-CIO,

Union,

and

LIPPERT COMPONENTS, INC.,

Employer.

No. 25-CC-228342

**MOTION TO FILE PROOF OR  
SERVICE OF BRIEF AMICUS  
CURIAE**

In this matter, Amicus Briefs were due on December 28, 2020. The undersigned filed an Amicus Brief on behalf of the law firm of Weinberg, Roger & Rosenfeld on that date. The Board acknowledged receipt and filing of it in Confirmation Number 1069014969. Because of the NLRB's system, the Brief was then automatically served on all the parties.

Our office, however, inadvertently failed to separately serve the parties by email. Attached as Exhibit A is a copy of the Proof of Service of filing the Amicus Brief today on the parties.

Based upon this inadvertent failure to serve, and the lack of prejudice because the parties were served on December 28, 2020, the Board should accept the Amicus Brief.

It should also be noted the Amicus Brief does not take any different position than many of the Amicus Briefs regarding the application of the First Amendment to the conduct at issue.

Respectfully submitted,

Dated: January 4, 2021

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation



By: DAVID A. ROSENFELD

Attorneys for  
WEINBERG, ROGER & ROSENFELD

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### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of Weinberg, Roger & Rosenfeld Motion to File Proof of Service of Brief Amicus Curiae in Case No. 25-CC-228342 was electronically filed via NLRB E-Filing System with the National Labor Relations Board and served in the manner indicated to the parties listed below on January 4, 2021:

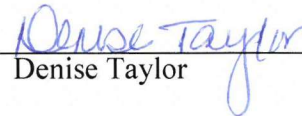
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DATED this 4<sup>th</sup> of January, 2021, at Emeryville, California.

  
Denise Taylor

# EXHIBIT A

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of Weinger, Roger & Rosenfeld Amicus Brief in Case No. 25-CC-228342 was electronically filed on December 28, 2020 via NLRB E-Filing System with the National Labor Relations Board and served on January 4, 2021 upon the following persons via electronic mail:

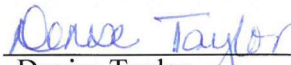
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DATED this 4<sup>th</sup> of January, 2021, at Emeryville, California.

  
\_\_\_\_\_  
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